

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SEAN ACKERLEY,

Plaintiff,

ECF CASE

-against-

WAIVER OF SERVICE
OF SUMMONS

STEVEN DUFFY, et al.,

07 CIV 3508 (SCR)(LMS)

Defendants.
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TO: ROBERT N. ISSEKS, ESQ.
6 North Street
Middletown, New York 10940

I acknowledge receipt of your request that I waive service of a summons in the action of Sean Ackerley vs. Steven Duffy, et al., which is case number **06 CIV 3508 (SCR)(LMS)** in the United States District Court for the Southern District of New York. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after **May 7, 2007**, or within 90 days after that date if the request was sent outside the United States.

Date: 5/14/07

Michael A. Schiff
Signature

Michael A. Schiff
Printed/typed name

(as _____)

(of _____)